

No. 71

MICHIGAN SENATE

DAILY CALENDAR

THURSDAY, SEPTEMBER 17, 2009
10:00 a.m.

MOTIONS

1

(Consideration postponed until Friday, October 2.)

HB 4316 Rep. Lisa Brown
Torts; product liability; limitation on liability for drugs that have been approved by federal food and drug administration; rescind.
Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).
I.E. House, March 26, 2009.
Motion to discharge Committee on Government Operations and Reform, Thursday, April 23.

2

(Consideration postponed until Friday, October 2.)

HB 4317 Rep. Kennedy
Civil procedure; statute of limitations; drug product liability cases previously prohibited because of FDA approval defense; allow to be commenced within 3 years after repeal of the defense.
Amends sec. 5805 of 1961 PA 236 (MCL 600.5805).
I.E. House, March 26, 2009.
Motion to discharge Committee on Government Operations and Reform, Thursday, April 23.

3

(Consideration postponed until Friday, October 2.)

HB 4318 Rep. Slavens
Consumer protection; unfair trade practices; liability for inaccurate representations concerning risks of certain drugs, medications, and supplements; clarify.
Amends secs. 2 & 3 of 1976 PA 331 (MCL 445.902 & 445.903).
I.E. House, March 26, 2009.
Motion to discharge Committee on Government Operations and Reform, Thursday, April 23.

4

(Consideration postponed until Thursday, December 31.)

SR 15 Sen. Whitmer
A resolution to amend the Standing Rules of the Senate.
Motion to reconsider motion to discharge Committee on Government Operations and Reform, Thursday, May 7.

THIRD READING OF BILLS

5

SB 216 Sen. Allen
Liquor; licenses; continuing care retirement center liquor license; create.
Amends secs. 525 & 537 of 1998 PA 58 (MCL 436.1525 & 436.1537) & adds sec. 545.
Reported by Committee on Economic Development and Regulatory Reform.
Senate substitute (S-1).
Committee recommended I.E.

6

SB 47 Sen. Kahn
Health; pharmaceuticals; prescription drug website; provide for.
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 9721.
Reported by Committee on Health Policy.
Committee recommended I.E.

7

SB 715 Sen. Van Woerkom
Drains; financing; notice of review of apportionment of benefits; require additional information.
Amends sec. 154 of 1956 PA 40 (MCL 280.154).
Reported by Committee on Local, Urban and State Affairs.
Senate substitute (S-1).
Committee recommended I.E.

8

SB 726 Sen. Birkholz
Land use; planning; membership eligibility for the coordinated planning act; establish minimum age.
Amends sec. 15 of 2008 PA 33 (MCL 125.3815).
Reported by Committee on Local, Urban and State Affairs.
Senate substitute (S-1).
Committee recommended I.E.

THIRD READING OF BILLS

9

HB 4744 Rep. Booher

Local government; financing; city, village, township, or county as loaning agent; clarify.

Amends sec. 2 of 1913 PA 380 (MCL 123.872).

I.E. House, June 23, 2009.

Reported by Committee on Local, Urban and State Affairs.

For Senate amendment, see Senate Journal No. 70, page 1447.

Committee recommended I.E.

GENERAL ORDERS

10

SB 35 Sen. Sanborn

Civil procedure; statute of limitations; statute of limitations and statute of repose for actions against architects, engineers, and construction contractors; revise.

Amends secs. 5805 & 5839 of 1961 PA 236 (MCL 600.5805 & 600.5839).

Reported by Committee on Judiciary.

Committee recommended I.E.

11

SB 361 Sen. Gilbert

Michigan business tax; gross receipts; phase-in of exclusion of tobacco taxes from the definition of gross receipts; eliminate.

Amends sec. 111 of 2007 PA 36 (MCL 208.1111).

Reported by Committee on Finance.

Committee recommended I.E.

12

SB 165 Sen. Barcia

Traffic control; accidents; procedure relating to obtaining crash reports; modify.

Amends secs. 621 & 622 of 1949 PA 300 (MCL 257.621 & 257.622).

Reported by Committee on Transportation.

Committee recommended I.E.

13

SB 388 Sen. Birkholz

Natural resources; other; state park, boating access site, and forest recreation passport fees; provide for distribution of revenue.

Amends secs. 2005, 2030, 2035, 74101, 74102a, 74116, 74117, 74122, 74123, 78105 & 83106 of 1994 PA 451 (MCL 324.2005 et seq.); adds secs. 1911 & 2045 & repeals secs. 1909 & 1910 of 1994 PA 451 (MCL 324.1909 & 324.1910).

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-4).

Committee recommended I.E.

GENERAL ORDERS

14

SB 389 Sen. Basham

Natural resources; other; state park, boating access site, and forest recreation passport; create.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 805.

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-6).

Committee recommended I.E.

15

SB 478 Sen. Sanborn

Corrections; other; report to legislature of status of offender tracking system; require.

Amends 1953 PA 232 (MCL 791.201 - 791.285) by adding sec. 7b.

Reported by Committee on Judiciary.

Committee recommended I.E.

16

SB 418 Sen. Allen

State financing and management; funds; centers of energy excellence program; increase funding.

Amends sec. 88q of 1984 PA 270 (MCL 125.2088q).

Reported by Committee on Commerce and Tourism.

Committee recommended I.E.

17

SB 592 Sen. Kuipers

Education; financing; certain energy contracts; allow.

Amends sec. 1274a of 1976 PA 451 (MCL 380.1274a).

Reported by Committee on Education.

Committee recommended I.E.

18

SB 325 Sen. Basham

Crimes; other; installation or use of motor vehicle tracking device; prohibit under certain circumstances and provide penalty.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 539l.

Reported by Committee on Judiciary.

Committee recommended I.E.

19

HB 4514 Rep. Lahti

Income tax; credit; eligibility for state earned income tax credit; require taxpayer to be resident for at least 6 months.

Amends sec. 272 of 1967 PA 281 (MCL 206.272).

I.E. House, March 18, 2009.

House substitute (H-1).

Reported by Committee on Finance.

Committee recommended I.E.

20

HB 4674 Rep. Mayes

Michigan business tax; credit; credit for anchor companies based on qualified new jobs created by certain suppliers and customers; revise.

Amends sec. 431a of 2007 PA 36 (MCL 208.1431a).

I.E. House, May 5, 2009.

Reported by Committee on Commerce and Tourism.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

21

SB 251 Sen. McManus

Appropriations; zero budget; department of natural resources; provide for fiscal year 2009-2010.

Creates appropriation act.

Reported by Committee on Appropriations.

Senate substitute (S-1).

Committee recommended I.E.

22

HB 4507 Rep. Espinoza

Natural resources; other; counties eligible for operation of off-road vehicles on road shoulders; expand.

Amends sec. 81131 of 1994 PA 451 (MCL 324.81131).

I.E. House, March 24, 2009.

House substitute (H-1).

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

23

HB 4327 Rep. Young

Labor; fair employment practices; unpaid leave for pregnant law enforcement officers; prohibit.

Amends sec. 202 of 1976 PA 453 (MCL 37.2202).

I.E. House, March 18, 2009.

Reported by Committee on Commerce and Tourism.

Senate substitute (S-1).

Committee recommended I.E.

24

HB 4793 Rep. Byrum

Occupations; architects, professional engineers, and surveyors; licensing exam after graduation for architectural graduates; allow.

Amends secs. 2004 & 2005 of 1980 PA 299 (MCL 339.2004 & 339.2005).

I.E. House, June 10, 2009.

House substitute (H-1).

Reported by Committee on Economic Development and Regulatory Reform.

Committee recommended I.E.

25

HB 4932 Rep. Rocca

Gaming; other; allowable value for coupons awarded in redemption games; increase.

Amends sec. 310b of 1931 PA 328 (MCL 750.310b).

I.E. House, June 2, 2009.

House substitute (H-2).

Reported by Committee on Economic Development and Regulatory Reform.

Senate substitute (S-2).

Committee recommended I.E.

26

SB 670 Sen. Richardville

Transportation; funds; Michigan transportation fund; reclassify as a trust fund and restrict disposition of interest and earnings.

Amends sec. 10 of 1951 PA 51 (MCL 247.660).

Reported by Committee on Transportation.

Committee recommended I.E.

GENERAL ORDERS

27

HB 5086 Rep. Simpson

Economic development; renaissance zones; number of additional renaissance zones for agricultural processing facilities; increase.

Amends sec. 8c of 1996 PA 376 (MCL 125.2688c).

I.E. House, June 25, 2009.

Reported by Committee on Agriculture and Bioeconomy.

Committee recommended I.E.

28

SB 636 Sen. Kuipers

Education; other; neighborhood public schools; create in school code.

Amends secs. 5, 1204a, 1230, 1230a, 1230b, 1230c, 1230d, 1230e, 1233, 1233b, 1246, 1277, 1278, 1280 & 1311 of 1976 PA 451 (MCL 380.5 et seq.) & adds pt. 6D & sec. 1701b.

Reported by Committee on Education.

Committee recommended I.E.

29

SB 637 Sen. Cassis

Education; other; school aid act changes to provide funding for neighborhood public schools; provide for.

Amends secs. 3, 6, 8b, 18, 18b, 18c, 20, 31a, 51a, 101, 169 & 169b of 1979 PA 94 (MCL 388.1603 et seq.) & adds sec. 9.

Reported by Committee on Education.

Senate substitute (S-1).

Committee recommended I.E.

30

SB 638 Sen. Birkholz

Education; teachers; exemption from teacher tenure act for neighborhood public schools as defined in revised school code; provide for.

Amends sec. 1, art. I & sec. 1, art. III of 1937 (Ex Sess) PA 4 (MCL 38.71 & 38.91).

Reported by Committee on Education.

Committee recommended I.E.

31

SB 639 Sen. Hardiman

Labor; public service employment; neighborhood public schools; provide for in public employment relations act.

Amends secs. 1 & 15 of 1947 PA 336 (MCL 423.201 & 423.215).

Reported by Committee on Education.

Committee recommended I.E.

32

SB 634 Sen. Cassis

Education; curricula; department of education to develop or adopt model intervention program; require.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1280c.

Reported by Committee on Education.

Senate substitute (S-1).

Committee recommended I.E.

RESOLUTIONS

33

SR 41 Sen. Cropsey

A resolution to urge the Michigan Department of Corrections to implement nondenominational prison congregation programs within our prisons.

Reported by Committee on Judiciary.

For text of resolution, see Senate Journal No. 32, page 591.

Adoption pending.

34

SR 17 Sen. Patterson

A resolution to affirm Michigan's sovereignty under the Tenth Amendment to the Constitution of the United States over all powers not enumerated and granted to the federal government.

Reported by Committee on Judiciary.

For text of resolution, see Senate Journal No. 14, page 232.

Adoption pending.

35

SCR 4 Sen. Patterson

A concurrent resolution to affirm Michigan's sovereignty under the Tenth Amendment to the Constitution of the United States over all powers not enumerated and granted to the federal government.

Reported by Committee on Judiciary.

For text of resolution, see Senate Journal No. 14, page 232.

Adoption pending.

36

SR 75 Sen. Patterson

A resolution to extend subpoena power to the Senate Judiciary Committee.

Motion to suspend rules postponed, Wednesday, August 26.

For text of resolution, see Senate Journal No. 65, page 1325.

Rules suspension pending.

COMMITTEE REPORTS

37

SB 775 Sen. Kuipers

Natural resources; other; injection and storage of carbon dioxide in subsurface reservoirs; provide for.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 67.

Reported by Committee on Natural Resources and Environmental Affairs.

Recommendation to refer to Committee on Energy Policy and Public Utilities.

COMMITTEE REPORTS

38

SB 785 Sen. Birkholz

Natural resources; wetlands; conservation districts to regulate certain categories of wetlands; allow.

Amends secs. 5202, 8807, 30105, 30301, 30305, 30306, 30306b, 30311, 30312, 30317, 32501, 32512, 32512a & 32513 of 1994 PA 451 (MCL 324.5202 et seq.); adds secs. 30303b, 30303d, 30304b, 30305b, 30311b, 30311d, 30312b, 30312d, 30325, 30327 & 30329 & repeals sec. 32516 of 1994 PA 451 (MCL 324.32516).

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS

Energy Policy and Public Utilities - Thursday, September 17, 1:00 p.m., Room 210, Farnum Building (373-7350)

Finance - Thursday, September 17, 11:00 a.m., Room 110, Farnum Building (373-1758)

Legislative Commission on Government Efficiency - Thursday, September 24, 9:00 a.m., Legislative Council Conference Room, 3rd Floor, Boji Tower (373-0212)

Legislative Commission on Statutory Mandates - Thursday, September 17, 9:00 a.m., East Oakland Room, 1st Floor, Conference Center, Oakland County Executive Office Building, 2100 Pontiac Lake Road, Waterford (373-0212)

Legislative Retirement Board of Trustees - Thursday, December 3, 2:00 p.m., Room H-252, Capitol Building (373-0575)

State Drug Treatment Court Advisory Committee - Tuesday, September 29, 9:30 a.m., Legislative Council Conference Room, 3rd Floor, Boji Tower (373-0212)

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
SB 237	Appropriations; zero budget; department of agriculture; provide for fiscal year 2009-2010.	Brown Jelinek Scott			

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
SB 243	Appropriations; zero budget; department of energy, labor, and economic growth; provide for fiscal year 2009-2010.	Jansen George Scott			
SB 245	Appropriations; zero budget; general government; provide for fiscal year 2009-2010.	Pappageorge Jansen Cherry			
SB 247	Appropriations; zero budget; department of history, arts, and libraries; provide for fiscal year 2009-2010.	George Brown Clark-Coleman			
SB 248	Appropriations; zero budget; department of human services; provide for fiscal year 2009-2010.	Hardiman Kahn Scott			
SB 249	Appropriations; zero budget; judiciary; provide for fiscal year 2009-2010.	Cropsey Kahn Brater			
SB 250	Appropriations; zero budget; department of military and veterans affairs; provide for fiscal year 2009-2010.	Garcia Cropsey Barcia			
SB 254	Appropriations; zero budget; department of transportation; provide for fiscal year 2009-2010.	Hardiman Cropsey Anderson			
SB 290	Economic development; brownfield redevelopment authority; eligibility requirements; modify.	Allen Gilbert Clarke			
SB 293	Economic development; renaissance zones; eligibility requirements; modify.	Allen Gilbert Clarke			
SB 295	Economic development; obsolete property and rehabilitation; obsolete property rehabilitation act; modify eligibility requirements.	Allen Gilbert Clarke			
SB 296	Michigan business tax; other; historic preservation tax credit preferences and penalties under certain circumstances; provide for.	Allen Gilbert Clarke			
HB 4083	State financing and management; funds; strategic fund; modify eligibility requirements.	Allen Gilbert Clarke			
HB 4089	Economic development; Michigan economic growth authority; eligibility requirements; modify.	Allen Gilbert Clarke			
HB 4092	Economic development; other; industrial development revenue bond act; modify eligibility requirements.	Allen Gilbert Clarke			

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
HB 4093	Economic development; plant rehabilitation; eligibility requirements; modify.	Allen Gilbert Clarke			
HB 4094	Economic development; other; transportation economic development fund; modify eligibility requirements.	Allen Gilbert Clarke			
HB 4438	Appropriations; education; department of education; provide for fiscal year 2009-2010.	Jelinek Brown Switalski			